

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND

1 Date of Request: <u>10/13/2011</u>		2 Serial/Patent # <u>5,748,740</u>		
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT
	Filing			\$
	Amendment			\$
	Extension of Time			\$
	Notice of Appeal/Appeal			\$
	Petition			\$
	Issue			\$
	Cert of Correction/Terminal Disc.			\$
<input checked="" type="checkbox"/>	Maintenance	PET.OP	10/27/10	\$ 4560
	Assignment			\$
	Other			\$
		7 TOTAL AMOUNT OF REFUND	\$ 4560	
		8 TO BE REFUNDED BY:	(CREDIT CARD)	
10 REASON:		Treasury Check		
	Overpayment		Credit Deposit A/C #:	
	Duplicate Payment	9	--	
<input checked="" type="checkbox"/>	No Fee Due (Explanation): <i>Petition Denied</i>			
11 REFUND REQUESTED BY:				
TYPED/PRINTED NAME: <u>April M. Wise</u>		TITLE: <u>Paralegal Specialist</u>		
SIGNATURE: <u>April M. Wise</u>		PHONE: <u>X271042</u>		
OFFICE: <u>Office of Petitions</u>				
***** THIS SPACE RESERVED FOR FINANCE USE ONLY *****				
APPROVED: <u>[Signature]</u>		DATE: <u>10/17/11</u>		

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:

**Office of Finance
Refund Branch
Crystal Park One, Room 802B**

10/27/2010 13:47

6508560542

NORTH WEBER

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OCT 27 2010

O/SB/66 (03-09)

Approved for use through 03/31/2012. OMB 0651-0016

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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1. SMALL ENTITY

 Patentee claims, or has previously claimed, small entity status. See 37 CFR 1.27.

2. LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

 Patentee is no longer entitled to small entity status. See 37 CFR 1.27(g)

3. MAINTENANCE FEE (37 CFR 1.20(e)-(g))

The appropriate maintenance fee must be submitted with this petition, unless it was paid earlier.

NOT Small Entity			Small Entity		
Amount	Fee	(Code)	Amount	Fee	(Code)
<input checked="" type="checkbox"/> \$ 980	3 1/2 yr fee	(1551)	<input type="checkbox"/>	\$ _____	3 1/2 yr fee
<input checked="" type="checkbox"/> \$ 2480	7 1/2 yr fee	(1552)	<input type="checkbox"/>	\$ _____	7 1/2 yr fee
<input type="checkbox"/> \$ _____	11 1/2 yr fee	(1553)	<input type="checkbox"/>	\$ _____	11 1/2 yr fee
					(2553)

MAINTENANCE FEE BEING SUBMITTED \$ 3460

4. SURCHARGE

The surcharge required by 37 CFR 1.20(i)(2) of \$ 700 (Fee Code 1558) must be paid as a condition of accepting unintentionally delayed payment of a maintenance fee.

SURCHARGE FEE BEING SUBMITTED \$ 700

5. MANNER OF PAYMENT

 Enclosed is a check for the sum of \$ _____ Please charge Deposit Account No. _____ the sum of \$ _____ Payment by credit card. Form PTO-2038 is attached.

6. AUTHORIZATION TO CHARGE ANY FEE DEFICIENCY

 The Director is hereby authorized to charge any maintenance fee, surcharge or petition deficiency to Deposit Account No. 502776

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PTO/SB/66 (03-08)

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7. OVERPAYMENT

As to any overpayment made please

OR

 Credit to Deposit Account No. 502776 Send refund check

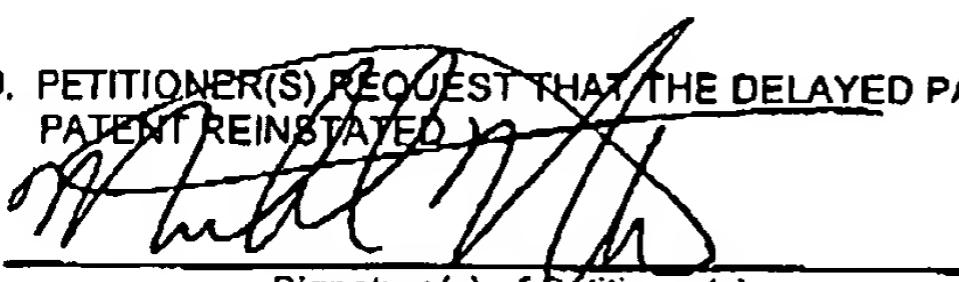
WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application or issuance of a patent). Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

8. STATEMENT

The delay in payment of the maintenance fee to this patent was unintentional.

9. PETITIONER(S) REQUEST THAT THE DELAYED PAYMENT OF THE MAINTENANCE FEE BE ACCEPTED AND THE PATENT REINSTATED



Signature(s) of Petitioner(s)

October 27, 2010

Date

Michael North

46963

Typed or printed name(s)

Registration Number, if applicable

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Palo Alto, CA 94303

Address

37 CFR 1.378(d) states: "Any petition under this section must be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest."

ENCLOSURES

- Maintenance Fee Payment
- SurchARGE under 37 CFR 1.20(f)(2) (fee for filing the maintenance fee petition)
- Petition for Reconsideration Under 37 CFR 1.378(e); Statement by S. Greenfield in Support of
37 CFR 1.137; PTO-2038; PTO/SB/17.

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